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UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN MARIANA ISLANDS  
For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)MOSES T. FEJERAN, and QIANYAN S.  
FEJERAN,

Civil Action No. 05-0033

Plaintiffs,

vs.

AVIATION SERVICES (CNMI), LTD., dba  
FREEDOM AIR

Defendants.

CASE MANAGEMENT SCHEDULING  
ORDERDavid P. Ledger  
Attorney at Law  
Suite 201 Orlean Pacific Plaza  
865 S. Marine Corps Drive  
Tamuning, Guam 96913David G. Banes  
Attorney at Law  
P.O. Box 501969  
Saipan, MP 96950Pursuant to Federal Rule of Civil Procedure 16(b)<sup>1</sup> and Local Rule 16.2CJ.e.4, a  
Case Management Conference was conducted in the above case on November 30,  
2005. As a result of the conference,

## IT IS ORDERED THAT:

1. All parties are to be joined on or before April 3, 2006.
2. All motions to amend pleadings shall be filed on or before April 3, 2006.

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<sup>1</sup> Fed.R.Civ.P. 16(b)(6) provides in part that a case management scheduling order "shall not be modified except upon a showing of good cause and by leave of the district judge[.]" To establish good cause, a party must generally show that even with the exercise of due diligence it cannot meet the order's timetable. See e.g. Johnson v. Mammoth Recreations, Inc., 975 F.2d 604, 609 (9th Cir. 1992). The liberal amendment policy of Fed.R.Civ.P. 15 no longer obtains once the case management scheduling order has been entered. See Coleman v. Quaker Oats Co., 232 F.3d 1271, 1294 (9th Cir. 2000).

- 1       3. All fact discovery shall be served by May 1, 2006.
- 2       4. All fact discovery motions shall be filed so as to be heard on or before June  
3           22, 2006. The following discovery documents and proofs of service thereof  
4           shall not be filed with the Clerk until there is a motion or proceeding in  
          which the document or proof of service is in issue and then only that part of  
          the document which is in issue shall be filed with the Court:
- 5           a. Transcripts of depositions upon oral examination;
- 6           b. Transcripts of deposition upon written questions;
- 7           c. Interrogatories;
- 8           d. Answers or objections to interrogatories;
- 9           e. Requests for production of documents or to inspect tangible things;
- 10          f. Responses or objections to requests for production of documents or  
          to inspect tangible things;
- 11          g. Requests for admission; and,
- 12          h. Responses of objections to requests for admission.
- 13        5. Plaintiff expert disclosure - June 1, 2006.
- 14        6. Defendant and third-party defendant expert disclosure - July 3, 2006.
- 15        7. Expert discovery shall be completed by September 1, 2006.
- 16        8. A status conference will be held on March 31, 2006, at 9:30 a.m.
- 17        9. All dispositive motions shall be heard on or before October 26, 2006. Said  
          motions shall be filed in accordance with Local Rules 7.1 and/or 56.1.
- 18        10. A settlement conference will be held on November 3, 2006, at 10:00 a.m.
- 19        11. The jointly-prepared final pretrial order, prepared pursuant to Local Rule  
          16.2CJ.e.9, shall be filed with this Court by November 20, 2006.
- 20        12. A final pretrial conference will be held on November 24, 2006, at 9:30 a.m.
- 21        13. The trial in this case shall begin on December 11, 2006, at 9:00 a.m.

23       This case has been assigned to the Standard Track.

24       DATED THIS 30<sup>th</sup> day of November, 2005, Garapan, Saipan, CNMI.

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Judge Alex R. Munson